

HOUSE No. 296

By Mr. Dempsey of Haverhill, petition of Brian S. Dempsey for legislation to authorize the reinstatement of James G. Ward as a member of the state employees retirement system. Public Service.

The Commonwealth of Massachusetts

In the Year Two Thousand and Five.

AN ACT AUTHORIZING THE REINSTATEMENT OF JAMES G. WARD AS A MEMBER OF THE STATE EMPLOYEES RETIREMENT SYSTEM.

1 *Whereas*, the deferred operation of this act would tend to defeat
2 its purpose, which is to authorize forthwith the reinstatement of
3 James G. Ward as a member of the retirement system, therefore it
4 is hereby declared to be an emergency law, necessary for the
5 immediate preservation of the public convenience.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Notwithstanding the provisions of any general or special law to
2 the contrary, James G. Ward shall be eligible to be reinstated as a
3 member in service of the state employees retirement system as of
4 the effective date of this act; provided, however, he shall repay to
5 the state employees retirement system an amount equal to the total
6 amount of any retirement received by him together with regular
7 interest thereon, such payment shall be made in one sum or in
8 installments as the state board of retirement shall prescribe. Upon
9 completion of such repayment, James G. Ward shall be entitled to
10 credible service for all periods of service for which deductions
11 were made from his regular compensation. Upon reinstatement as
12 a member in service of the state retirement system said James G.
13 Ward shall be eligible, upon the payment of regular deductions
14 together with interest thereon to establish creditable service with
15 the said system for the period of service during which he previ-
16 ously waived his retirement allowance, upon repayment of such

17 contributions shall be considered to have maintained continuous
18 active service in the retirement system and such members rate of
19 contribution shall be the same as the initial date of employment,
20 payment will be made in one sum or installments as the state
21 board of retirement shall prescribe.

22 In the event said James G. Ward shall again retire before the
23 completion of make-up payments, he shall, in addition to credit
24 for his actual membership service rendered since the date of his
25 reinstatement hereunder, be entitled to credit for the portion of his
26 previous creditable service which the total of his make-up pay-
27 ments actually made, together with regular interest thereon to the
28 date such retirement becomes effective, bears to the total amount
29 of what his make-up payments, together with regular interest
30 thereon to such latter date, would have been had he made the pay-
31 ment thereof in one sum on such latter date. Any pension
32 allowance, or other retirement benefit provided hereunder shall be
33 exclusive of and in the alternative to any other pension,
34 allowance, or other retirement benefit, including any provided for
35 under any other general or special law.